



County of Los Angeles CHIEF EXECUTIVE OFFICE

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WILLIAM T FUJIOKA
Chief Executive Officer

March 26, 2014

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To: Supervisor Don Knabe, Chairman
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Supervisor Zev Yaroslavsky
Supervisor Michael D. Antonovich

From: William T Fujioka
Chief Executive Officer

SACRAMENTO UPDATE

Executive Summary

This memorandum contains a report on the following:

- **Status of County-Advocacy Legislation**

- **County-supported AB 1454 (Calderon)** - related to annual unannounced visits at community care facilities, passed the Assembly Human Services Committee on March 25, 2014.
- **County-supported AB 1839 (Gatto and Bocanegra)** - related to motion picture tax credits, passed the Assembly Arts, Entertainment, Sports, Tourism, and Internet Media Committee on March 25, 2014.
- **County-opposed AB 1941 (Holden)** - related to membership on the Board of Directors of the Los Angeles County Metropolitan Transportation Authority, was amended on March 24, 2014.
- **County-supported AJR 39 (Hernández)** - related to local government use of revenues collected through Public, Educational, and Government channel fees, was adopted in the Assembly Utilities and Commerce Committee on March 24, 2014.
- **County-supported SB 833 (Liu)** - related to voluntary custody for jail inmates, passed the Senate Public Safety Committee on March 25, 2014.

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- **Status of Legislation of County Interest**

- **AB 2526 (Gonzalez).** This measure would require a rank-and-file deputy sheriff or a rank-and-file police officer, and a rank-and-file probation officer or a deputy probation officer, to be appointed by a local labor organization to the membership of a Community Corrections Partnership.
- **SB 1262 (Correa).** This measure would require the California Department of Public Health to license marijuana dispensing facilities and cultivation sites and require county public health departments to enforce the licensure requirements.

Status of County-Supported Legislation

County-supported AB 1454 (Calderon), which as amended on March 17, 2014, would require community care facilities to be subject to an annual unannounced visit by the California Department of Social Services (CDSS), instead of at least once every five years as required under current law, and require CDSS to conduct more frequent unannounced visits under certain circumstances, including when the licensee is on probation, among other provisions, passed the Assembly Human Services Committee by a vote of 7 to 0 on March 25, 2014. This measure now proceeds to the Assembly Appropriations Committee.

County-supported AB 1839 (Gatto and Bocanegra), which as amended on March 19, 2014, would: 1) beginning on or after January 1, 2016, establish qualified motion picture tax credits under the Personal Income Tax Law and Corporation Tax Law for the period of July 1, 2016, through June 30, 2021; 2) extend the scope of the tax credits for a qualified motion picture to the applicable percentage of qualified expenditures up to \$100.0 million; 3) extend the availability of the tax credits to television pilot episodes and music scoring/editing; 4) offer tax credits to television series that relocate to the State; 5) limit the aggregate amount of tax credits allocated each fiscal year to a yet-to-be-determined amount; and 6) set aside a specific amount of tax credits allocated each fiscal year for independent films and television series that relocate to the State, passed the Assembly Arts, Entertainment, Sports, Tourism, and Internet Media Committee by a vote of 7 to 0 on March 25, 2014. This measure now proceeds to the Assembly Revenue and Taxation Committee.

County-opposed AB 1941 (Holden), which as introduced on February 19, 2104, would expand the Los Angeles County Metropolitan Transportation Authority (Metro) Board

from 14 to 16 members by adding two new members appointed by the Speaker of the Assembly and the Senate Rules Committee, was amended on March 24, 2014.

As amended, the bill would now provide that the Metro Board consist of an unspecified number of members, including an unspecified number of public members appointed by the Mayor of the City of Los Angeles and an unspecified number of members appointed from other cities in the County. The provision that would have added two members appointed by the Speaker of the Assembly and the Senate Rules Committee has been deleted. As currently drafted, the bill makes no changes to the number of members of the Los Angeles County Board of Supervisors that would sit on the Metro Board.

AB 1941 has been referred to the Assembly Local Government Committee. A hearing date has not been set.

County-supported AJR 39 (Hernández), which as amended March 13, 2014, would call on Congress to amend Federal law to allow states and their municipalities to determine the best use of revenues collected through Public, Educational, and Government (PEG) channel fees, was adopted in the Assembly Utilities and Commerce Committee on March 24, 2014. This measure is currently on the Assembly Floor.

County-supported SB 833 (Liu), which as amended on March 18, 2014, would authorize a county sheriff to offer a voluntary program to any inmate who, upon completion of a sentence or a release order by the court, could choose to stay in the custody facility for up to 16 additional hours or until normal business hours, whichever is shorter, in order to be discharged to a treatment center or during daytime hours, passed the Senate Public Safety Committee by a vote of 7 to 0 on March 25, 2014. This measure now proceeds to the Senate Floor.

Status of Legislation of County Interest

AB 2526 (Gonzalez), which as amended on March 20, 2014, would require a rank-and-file deputy sheriff or a rank-and-file police officer, and a rank-and-file probation officer or a deputy probation officer, to be appointed by a local labor organization to the membership of a Community Corrections Partnership. This measure would also require the vote of the rank-and-file deputy sheriff or police officer and the rank-and-file probation or deputy probation officer on the local plan. AB 2526 is pending hearing in the Assembly Public Safety Committee.

SB 1262 (Correa), which as introduced on February 21, 2014, would, among other provisions, require the California Department of Public Health (CDPH) to license marijuana dispensing facilities and cultivation sites that provide, process, and grow

marijuana. In addition, this measure would mandate county public health departments to enforce the responsibilities imposed on medical marijuana dispensing facilities and cultivation sites to implement sufficient security measures including, but not limited to: 1) allowing only registered qualifying individuals access to the facility; 2) preventing individuals from remaining on the facility premises if they are not engaging in activities related to the facility's operation; 3) establishing limited access areas accessible only to authorized personnel; and 4) storing all finished marijuana products in a secure, locked safe or vault to prevent theft or loss.

Existing law, the Compassionate Use Act (Proposition 215 of 1996), authorizes the use of marijuana for medical purposes. Existing law also requires the establishment of a program for the issuance of identification cards by a licensed physician to qualified patients so that they can lawfully use marijuana for medical purposes and requires the development of guidelines for the lawful cultivation of marijuana grown for medical use.

SB 1262 would restrict dispensing facilities and cultivation sites from operating in local jurisdictions that prohibit their establishment. Under this measure, a licensed dispensing facility and licensed cultivation site are defined to mean a dispensary, mobile dispensary, marijuana processing facility, or other facility that provides marijuana for medical use and a facility that grows, or grows and processes marijuana for medical use, respectively. Licenses granted to dispensing facilities and cultivation sites would be subject to the restrictions of the local jurisdiction in which the facility operates or proposes to operate.

County public health departments would be responsible for the enforcement of medical marijuana dispensaries and cultivation sites, with oversight by the California Department of Public Health. As part of these enforcement responsibilities, local public health departments would be mandated to do the following: 1) conduct inspections; 2) issue citations; 3) secure samples; 4) secure evidence documents; 5) issue written reports to facilities upon completion of an inspection or investigation; and/or 6) provide CDPH, upon request, reports on the number and types of facilities operating within their jurisdictions.

The Department of Public Health (DPH) indicates that the enforcement of the activities specified under SB 1262 are outside the scope and expertise of local public health departments, and the mandated enforcement responsibilities would require the establishment of a new inspection program, as well as extensive training for DPH staff.

This office is working with the Department of Public Health, County Counsel and other affected departments to determine potential impact of SB 1262 to the County and will keep the Board apprised.

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SB 1262 is sponsored by the California Police Chiefs Association, and co-sponsored by the League of California Cities. There is no registered support on file for this measure.

The Urban Counties Caucus and the County Health Executives Association of California oppose SB 1262 unless amended to remove the enforcement requirements by county health departments.

SB 1262 has been referred to the Senate Business, Professions and Economic Development and Senate Health Committees. Hearing dates have not been set in either of the two Senate committees.

We will continue to keep you advised.

WTF:RA
MR:VE:IGEA:ma

c: All Department Heads
Legislative Strategist
Local 721
Coalition of County Unions
California Contract Cities Association
Independent Cities Association
League of California Cities
City Managers Associations
Buddy Program Participants